THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.9457 of 2007

Dated: 30-04-2007

Between:

N. Ramu and another.

..... PETITIONERS

AND

The District Collector, Visakhapatnam, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.9457 of 2007

ORDER:

The two petitioners allege that their grandfather occupied land admeasuring Ac.0.30 in survey No.79/4 situated at Jerripothulapalem, Pendurthi Mandal, Visakhapatnam, forty years ago. They also allege that they continued to be in possession and that their names are recorded in the Village Adangals. They further allege that second respondent, namely, the Mandal Revenue Officer (MRO), Pendurthi Mandal, allegedly came to their land, removed Ashoka trees and also threatened to dispossess them. Alleging that in the absence of due process of Law, such attempts by second respondent (MRO) to dispossess them is in violation of Articles 14, 21 and 300-A of the Constitution of India, they filed instant writ petition.

The affidavit accompanying the writ petition is so vague and does not inspire the

confidence as to the veracity of the allegations. The petitioners have placed before this Court copies of the Adangals showing the name of their father late Pydithalli as occupier. Therefore, this Court observes that unless and until due process of Law is followed, second respondent (MRO) may not dispossess the petitioners.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

30th April, 2007
ghn